



DECLARATION AND POWER OF ATTORNEY

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship

5 are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled "BIMETAL ACETABULAR COMPONENT CONSTRUCT FOR HIP JOINT PROSTHESES", the specification which was filed on July 19, 2001, accorded Serial No. 09/910,653, and is identified by Attorney's Docket No. HAYES-4.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims.

I acknowledge the duty to disclose information  
20 which is material to the examination of this

HAYES-4

application in accordance with Title 37, Code of  
Federal Regulations, Section 1.56(a).

I hereby claim priority benefits (1) under Title  
35, United States Code, Section 120, of United States  
Patent Application Serial No. \_\_\_\_\_, filed  
07/09/01 by Alfred S. Despres III et al. for IMPLANT  
WITH COMPOSITE COATING (Attorney's Docket HAYES-707  
CON), which is in turn a continuation of United States  
Patent Application Serial No. 09/079,502, filed  
05/14/98 by Alfred S. Despres III et al. for IMPLANT  
WITH COMPOSITE COATING (Attorney's Docket No. 13928-  
707/HAYES 079502/HAYES-707), and (2) under Title 35,  
United States Code, Section 119(e), of United States  
Provisional Patent Application Serial No. 60/219,962,  
filed 07/20/00 by Daniel E. E. Hayes, Jr. et al. for  
BIMETAL ACETABULAR COMPONENT CONSTRUCT (Attorney's  
Docket No. HAYES-4 PROV).

I hereby appoint Pandiscio & Pandiscio, a firm  
composed of Nicholas A. Pandiscio, Registration No.  
17293, Mark J. Pandiscio, Registration No. 30883,  
Scott R. Foster, Registration No. 20570, and James A.

HAYES-4

Sheridan, Registration No. 43114, or any of them, of  
470 Totten Pond Road, Waltham, Massachusetts 02451-  
1914, (Telephone No. 781-290-0060), my attorneys with  
full power of substitution and revocation, to  
5 prosecute this application and to transact all  
business in the U. S. Patent and Trademark Office  
connected therewith.

I hereby declare that all statements made herein  
of my own knowledge are true and that all statements  
10 made on information and belief are believed to be  
true; and further that these statements were made with  
the knowledge that willful false statements and the  
like so made are punishable by fine or imprisonment,  
or both, under Section 1001 of Title 18 of the United  
15 States Code and that such willful false statements may  
jeopardize the validity of the application or any  
patent issued thereon.

Inventor's signature:

*Daniel E. E. Hayes, Jr*

Inventor's full name:

Daniel E. E. Hayes, Jr

Date:

Nov 06, 2001

Residence:

6500 Wagon Loop

Placerville, CA 95667

Address:

Same

Citizenship:

USA

Inventor's signature:

*Alfred S. Depres III*

Inventor's full name:

Alfred S. Depres III

Date:

11-5-1 (Nov 45, 2001)

Residence:

4607 Hillwood Dr.

Shingle Springs, CA 95682

Address:

Same

Citizenship:

USA

ALS\HAYES4.DEC

HAYES--4